

Forest Land-Yavatmal

Diversion of 0.4707 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 in favour M/s Bharti Airtel, Ltd., Pune for laying underground Optical Fiber Cable along existing Right of Way of Watfali-Darwha-Ghoti road in Yavatmal District in the State of Maharashtra.

**Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-3224/C.R.54/F-10
Mantralaya, Mumbai-400 032
Date:- 01.03.2024**

Reference:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur Letter No. Desk-17/FCA-S1/PID-457947/ Yavatmal/3098, Dated- 06.02.2024.

Preamble:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur has submitted a proposal for diversion of 0.4707 ha. forest land for laying underground Optical Fiber Cable of M/s Bharti Airtel Ltd Pune project along existing Right of Way of Watfali-Darwha-Ghoti road in Yavatmal District in the State of Maharashtra.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980) Guidelines-2023, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant 'In-Principle' approval to the diversion of 0.4707 ha. forest land for laying underground Optical Fiber Cable along existing Right of Way of Watfali-Darwha-Ghoti road in Yavatmal District in the State of Maharashtra.

The details of Forest Land proposed for diversion are as under:-

Sr. No.	Name of the Village	Taluka	Sur No.	Comptt No.	L x W	Sq.mt.	Area (in Ha)	Remarks
1	Ner	Ner	164	429	257.38 x 0.50	129.00	0.0129	RF
2	Ner	Ner	165	429	202.81 x 00	101.00	0.101	RF
3	Mozar	Ner	81	81	191.00 x 0.50	96.00	0.0096	RF
4	Mozar	Ner	125	198	1065.56 x 0.50	533.00	0.0533	RF

5	Vyahali	Ner	101	402	844.14 x 050	422.00	0.0422	RF
6	Ajani	Ner	80	80	301.37 x 0.50	151.00	0.0151	RF
7	Bangaon	Ner	266	437	1169.54 x 0.50	585.00	0.0585	RF
8	Bangaon	Ner	151, 152	437	1221.00 x 0.50	611.00	0.0611	RF
9	Chinchgaon	Ner	96, 97	436	643.88 x 0.50	322.00	0.0322	RF
10	Indarthan	Ner	23, 24	195	672.05 x 0.50	336.00	0.0366	RF
11	Takali Kh.	Ner	9	205	200.23 x 050	100.00	0.0100	RF
12	Dolhari	Darwha	178	184	34.10 x 0.50	17.00	0.0017	RF
13	Pekarda	Darwha	171	124	442.70 x 70	221.00	0.0221	RF
14	Ganeshpur	Darwha	56	189	626.63 x 0.50	313.00	0.0313	RF
15	Darwha	Darwha	92	118	1168.60 x 0.50	584.00	0.0584	RF
16	Sewadas-nagar	Darwha	20	104	373.21 x 0.50	187.00	0.0187	RF
					Total	4707.00	0.4707	

2. This 'In-principle' approval is issued subject to the following conditions:-

- 1) The legal status of the land shall remain unchanged.
- 2) The concerned Deputy Conservator of Forests shall ensure legal status of proposed Forest land, before granting working permission.
- 3) User Agency shall defray the cost of plantation (including ten years maintenance) of 100 trees shall be levied from the User Agency towards Compensatory Afforestation. As far as possible, a mixture of local indigenous species along with 10% RET species of Yavatmal District shall be planted and monoculture of any species may be avoided. Details of land proposed for Plantation (Record of Rights & KML File), shall be submitted before Stage-II/Final approval.
- 4) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 meters depth & 0.50 meter width with cable line under the OFC pipeline.
- 5) If User Agency has not submitted bank guarantee or paid security deposit with concern road authority (NHAI/MSRDC/PWD/ZP), the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.
- 6) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and

Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future.

- 7) For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.
- 8) The forest land shall not be used for any purpose other than specified in the proposal.
- 9) No felling of trees shall be done during the implementation of project.
- 10) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.
- 11) The User Agency shall pay the cost of additional Net Present Value, if required in future.
- 12) No labour camp shall be established on the forest land.
- 13) Underground Optical Fiber Cable can be laid only outside the confines of the Protected Areas.
- 14) After completion of the project, User Agency will reclaim the area under RoW suitably.
- 15) The layout plan of the proposal shall not be changed without prior approval of the State Government.
- 16) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned PWD authorities for the project.
- 17) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.
- 18) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
- 19) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.
- 20) All the conditions stipulated by the Forest Department shall be binding on User Agency.
- 21) The User Agency shall make good of any loss to Forest / Environment.
- 22) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by User Agency.
- 23) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

3. This Government Order is available at the Government of Maharashtra's website www.maharashtra.gov.in with reference No. 202403011214178019 This Order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy to:-

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State, Nagpur.
3. Deputy Director General of Forest (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Additional Principal Chief Conservator of Forests & Nodal Officer, M.S., Nagpur
5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), M.S., Nagpur
6. Additional Principal Chief Conservator of Forests (Conservation), M.S., Nagpur
7. Collector, Yavatmal.
8. Chief Executive Officer, Zilha Parishad, Yavatmal.
9. Chief Conservator of Forests (T), Yavatmal.
10. Deputy Conservator of Forests, Yavatmal.
11. M/s. Bharti Airtel. Ltd. Pune.
12. Select File (F-10)